

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Date: July 31, 2008

RANDALL J. HUEBNER Docket No.: ACM 367

Serial No. : 10/717,015 Art Unit: 3733

Filed : November 19, 2003 Examiner: Anuradha Ramana

For : BONE PLATES WITH SLOTS

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Applicant received a Notice of Non-compliant Amendment dated July 8, 2008, stating that applicant's Response to Office Action filed March 31, 2008, is not fully responsive. In particular, the Examiner stated that applicant did not indicate which claims are readable upon the species elected previously by applicant. (In response to an earlier restriction requirement, applicant elected Species 2, which is represented by Figure 8 of the application.)

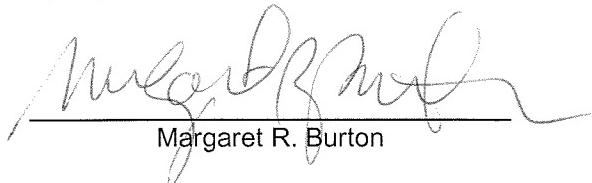
Applicant's Response filed March 31, 2008, added 23 new claims, namely, claims 52–74. Claims 52–55, 57–65, 67–72, and 74 read on the elected species of Figure 8. Accordingly, dependent claims 56, 66, and 73 are withdrawn from consideration. However, applicant requests rejoinder of each withdrawn claim if the corresponding parent claim is deemed to be allowable. Applicant also submits herewith a listing of claims that reflects the revised status of new claims 56, 66, and 73.

Applicant believes that this communication is fully responsive to the Notice of Non-Compliant Amendment. However, if the Examiner has any questions, or if a telephone conversation would in any way advance prosecution of the application, the Examiner is encouraged to call the undersigned attorney of record or his colleague, Stan Hollenberg (Reg. No. 47,658), both at the telephone number listed below.

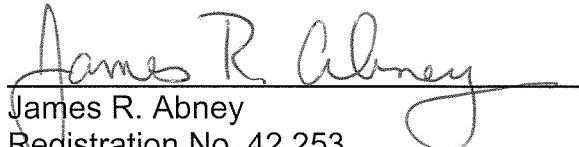
Respectfully submitted,

KOLISCH HARTWELL, P.C.

I hereby certify that this correspondence is being submitted via the EFS-Web Electronic Filing System to the U.S. Patent and Trademark Office on July 31, 2008.



Margaret R. Burton



James R. Abney
Registration No. 42,253
Customer No. 23581
Attorney for Assignee
520 S.W. Yamhill Street, Suite 200
Portland, Oregon 97204
Telephone: (503) 224-6655
Facsimile: (503) 295-6679